

## REMARKS

### 1. Independent Claims

In the Office action claims 1, 9 and 17 were cancelled as allegedly being anticipated by Nykanen et al. Applicants have amended claims 1, 9 and 17 to more clearly distinguish the present invention from the cited prior art. Specifically, the claims were amended to make clear that the delivery transaction includes an update transaction that allows an adapter to obtain a provisioning update comprising a list of services that should be installed on a client device. The delivery transaction further includes a notification transaction that allows the provisioning application to request the adapter to perform the update transaction.

Nykanen et al. is completely silent with respect to these features. For example, it was allegedly, in the Office action, that ¶¶[0010] [0011] [0013] and [0034] disclosed the following features:

discovery transactions that allow an adapter software component to retrieve information regarding services available to a client device from a provisioning application, wherein a service comprises a plurality of content files capable of being installed on the client device

Applicants have reviewed the language of ¶¶[0010] [0011] [0013] and [0034] and cannot identify the features defined by the claims. For example, Applicants cannot identify language in Nykanen et al. in which content is loaded onto a client by a provisioning application. Specifically, it is noted that Nykanen et al. is directed to a system and method for facilitating access to network services. The examples provided therein deal primarily with mobile communications in a roaming environment. See Fig. 2 and accompanying text. As a result, it is contended that the web services provided are merely access to a network to facilitate mobile communication.

Nykanen et al. do not discuss providing added functionality to clients from a provisioning application. Moreover, Applicants contend that Nykanen et al. teach away from these features. Assume, *arguendo*, that the TE recited in Nykanen et al., corresponds to the

claimed feature “client” and that application 120 corresponds to the claimed features “services” that are being updated on the client; and that web services component 140 corresponds to the claimed feature “provisioning application”. It is manifest that Nykanen et al. teaches isolating services from the provisioning application by advocating having “[a]pplication 120 . . . [maintain] no visibility to web service component 140 . . . .” See ¶[0025]. This is opposite to the claimed invention, thereby precluding any suggestion of modifying Nykanen et al. to provide the same.

Moreover, Applicants respectfully contend that none of the remaining cited prior art overcome the deficiencies of Nykanen et al. Therefore, based upon the foregoing Applicants respectfully contend that claims 1, 9 and 17, as amended, are neither anticipated nor rendered obvious in view of the cited prior art.

## 2. Dependent Claims

Considering that the dependent claims include all of the features of the independent claims from which they depend, the dependent claims are patentable to the extent that the independent claims are patentable. As a result, Applicants respectfully contend that a *prima facie* case of either anticipation or obviousness is not present with respect to the dependent claims for the reasons set forth above with respect to the independent claims from which they depend.

Therefore, Applicants respectfully request further examination in view of the amendments and remarks set forth above. A Notice of Allowance is earnestly solicited. If any additional fees are due in connection with filing this

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Amendment, the Commissioner is also authorized to charge Deposit Account No. 50-0805 (Order No. SUNMP154). If the Examiner has any questions concerning the present amendment, the Examiner is kindly requested to contact the undersigned at (408) 774-6910.

Respectfully submitted,

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